

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

SHAWN DELANEY : CIVIL ACTION  
v. :  
BARRY SMITH, et al. : NO. 19-5338

**ORDER**

AND NOW, this 10<sup>th</sup> day of August, 2020, upon  
consideration of the pleadings and record herein, and after review of the Report and  
Recommendation of United States Magistrate Judge Thomas J. Rueter, it is hereby that:

**ORDERED**

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. Petitioner's petition for a writ of habeas corpus is **DENIED**; and
3. There is no probable cause to issue a certificate of appealability.

BY THE COURT:

S/J. CURTIS JOYNER

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J. CURTIS JOYNER J.